

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

FILED  
IN CLERKS OFFICE

MYKROLIS CORPORATION )

Plaintiff, )

v. )

PALL CORPORATION )

Defendant. )

2004 MAY 26 P 4:00

U.S. DISTRICT COURT  
DISTRICT OF MASS.  
Civil Action No. 03-10392-GAO

Judge George A. O'Toole, Jr.

FILING FEE PAID: 56211

RECEIPT # 233.00

AMOUNT \$

BY DPTY CLK/

DATE 5/26/04

**NOTICE OF APPEAL  
TO THE  
UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT**

Notice is hereby given that Pall Corporation, defendant in the above-captioned case, hereby appeals to the United States Court of Appeals for the Federal Circuit from the Court's Memorandum and Order of April 30, 2004 concerning claim construction and entering a preliminary injunction.

Respectfully submitted,

PALL CORPORATION

Date: May 26, 2004

H. Michael Hartmann

Mark E. Phelps

Jeremy C. Lowe

LEYDIG, VOIT & MAYER, LTD.

Two Prudential Plaza, Suite 4900

Chicago, Illinois 60601-6780

Voice: (312) 616-5600

Gary R. Greenberg  
B.B.O. No. 209420  
Louis J. Scerra, Jr.  
B.B.O. No. 543600  
GREENBERG TRAURIG, LLP  
One International Place  
20th Floor  
Boston, MA 02110  
Voice: (617) 310-6013

Attorneys for Defendant  
PALL CORPORATION.

**CERTIFICATE OF SERVICE**

The undersigned certifies that on May 26, 2004 a true and accurate copy of the foregoing NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT was served upon counsel for Mykrolis Corporation in the manner set out below:

***By Facsimile and Overnight Courier:***

Susan G. L. Glovsky  
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road  
P.O. Box 9133  
Concord, Massachusetts 01742-9133

***By Hand:***

John T. Montgomery  
ROPES & GRAY  
One International Place  
Boston, Massachusetts 02110

  
\_\_\_\_\_  
Gary R. Greenberg